

R865. Tax Commission, Auditing.

R865-9I. Income Tax.

R865-9I-46. Medical Savings Account Administration Pursuant to Utah Code Ann. Sections 31A-32a-106, 59-10-114, and 59-10-1021.

(1) Account administrators required to withhold penalties from withdrawals pursuant to Section 31A-32a-105 shall hold those penalties in trust for the state and shall submit those withheld penalties to the commission along with form TC-97M, Utah Medical Savings Account Reconciliation.

(2) In addition to the requirements of A., account administrators shall file a form TC- 675M, Statement of Withholding for Medical Savings Account, with the commission, for each account holder. The TC-675M shall contain the following information for the calendar year:

- (a) the beginning balance in the account;
- (b) the amount contributed to the account;
- (c) the account's earnings;
- (d) distributions for qualified medical expenses;
- (e) distributions for non-medical expenses not subject to penalty;
- (f) distributions for non-medical expenses subject to penalty;
- (g) the amount of penalty required to be withheld and remitted to the state;
- (h) the account administrator's administrative fee charged to the account; and
- (i) the ending balance in the account.

(3) The account administrator shall file forms TC-97M and TC-675M with the commission on or before January 31 of the year following the calendar year on which the forms are based.

(4) The account administrator shall provide each account holder with a copy of the form TC-675M on or before January 31 of the year following the calendar year on which the TC-675M is based.

(5) The account administrator shall maintain original records supporting the amounts listed on the TC-675M for the current year filing and the three previous year filings.

KEY: historic preservation, income tax, tax returns, enterprise zones

Effective: 8/18/08